

United States District Court  
Southern District of Texas  
FILED

MAY 17 2016

**David J. Bradley, Clerk of Court**

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
BROWNSVILLE DIVISION**

UNITED STATES OF AMERICA

3

**VS**

§

CRIMINAL NO.

**GERARDO OMAR FRANCO-DE LA CRUZ**

**B-16-418**

INDICTMENT

## THE GRAND JURY CHARGES:

COUNT ONE

From on or about February 16, 2016 to May 4, 2016, in the Southern District of Texas and elsewhere and within the jurisdiction of the Court, Defendant,

**GERARDO OMAR FRANCO-DE LA CRUZ,**

did knowingly and intentionally conspire and agree with persons known and unknown to the Grand Jurors to knowingly and intentionally possess with intent to distribute a quantity more than one hundred (100) kilograms of marihuana, a Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 846, 841(a)(1), and 841(b)(1)(B).

**COUNT TWO**

On or about February 16, 2016, in the Southern District of Texas and within the jurisdiction of the Court, Defendant,

**GERARDO OMAR FRANCO-DE LA CRUZ,**

did knowingly and intentionally possess with intent to distribute a quantity more than one hundred (100) kilograms, that is, approximately 215 kilograms (or 474 pounds) of marihuana, a Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B), and Title 18, United States Code, Section 2.

**COUNT THREE**

On or about April 18, 2016, in the Southern District of Texas and within the jurisdiction of the Court, Defendant,

**GERARDO OMAR FRANCO-DE LA CRUZ,**

did knowingly and intentionally possess with intent to distribute a quantity more than one hundred (100) kilograms, that is, approximately 257 kilograms (or 568 pounds) of marihuana, a Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B), and Title 18, United States Code, Section 2.

COUNT FOUR

On or about May 4, 2016, in the Southern District of Texas and within the jurisdiction of the Court, Defendant,

**GERARDO OMAR FRANCO-DE LA CRUZ,**

did knowingly and intentionally possess with intent to distribute a quantity more than one hundred (100) kilograms, that is, approximately 119 kilograms (or 262 pounds) of marihuana, a Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B), and Title 18, United States Code, Section 2.

A TRUE BILL:

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FOREPERSON OF THE GRAND JURY

KENNETH MAGIDSON  
UNITED STATES ATTORNEY

  
\_\_\_\_\_  
ISRAEL CANO III  
Assistant United States Attorney